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	UNITED STATES DISTRICT COURT DISTRICT OF NEVADA		
8	DISTRICT	OF NEVADA	
9	UNITED STATES OF AMERICA,	Case No. 2:20-mj-00482-NJK	
10	Plaintiff,	ORDER GRANTING STIPULATION	
	·	TO CONTINUE THE PRELIMINARY HEARING (THIRD REQUEST)	
11	vs.	HEARING (THIRD REQUEST)	
12	ZACHARY SANNS,		
13	Defendant.		
14	IT IS HEREBY STIPULATED AND AGREED, by and between NICHOLAS A.		
15	TRUTANICH, United States Attorney, and CHRISTOPHER BURTON, Assistant United		
16	States Attorney, counsel for the United States of America, and DAVID T. BROWN, ESQ.,		
17	counsel for Defendant ZACHARY SANNS, that the preliminary hearing currently scheduled		
18	for September 29, 2020, at 4:00 p.m., be vacated and continued to a date and time to be set by		
19	this Honorable Court but no sooner than fourteen (14) days.		
20	This stipulation is entered into for the following reasons:		
21	1. Counsel for the defendant needs additional time to review discovery and conduc		
22	investigation in this case.		
23	2. The parties agree to the continuance.		
24	3. The defendant is currently not detained and does not object to a continuance.		

1	4. The additional time requested herein is not sought for purposes of delay, but to		
2	allow counsel for defendant sufficient time within which to be able to effective and complete		
3	investigation	n of the discovery materials being pr	rovided.
4	5.	Additionally, there is good cause	for continuing the preliminary hearing under
5	Federal Rul	e of Criminal Procedure 5.1(d) and	denial of this request for continuance could
6	result in a m	niscarriage of justice. The additional	time requested by this Stipulation is excusable
7	in computin	g the time within which the prelimi	nary hearing, or filing of an indictment or
8	information	herein must commence pursuant to	the Speedy Trial Act, Title 18, United States
9	Cody, Secti	on 3161(h)(7)(A), considering the fa	ctors under Title 18, United States Code,
10	Section 316	1(h)(7)(B)(i) and (iv).	
11	6.	This is the <u>third</u> stipulation to con	ntinue filed herein.
12			
13	DATED this 25th day of September, 2020.		
14			Respectfully submitted,
15			NICHOLAS A. TRUTANICH United States Attorney
16	//:	s / /	//s//
17		BROWN, ESQ.	CHRISTOPHER BURTON Assistant United States Attorney
18 19	ZACHARY		Assistant Office States Attorney
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1 UNITED STATES DISTRICT COURT 2 DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA, 2:20-mj-00482-NJK 4 Plaintiff, **ORDER** 5 VS. 6 ZACHARY SANNS, 7 Defendant. 8 Based on the pending Stipulation of counsel, and good cause appearing therefore, the 9 Court finds that: 10 1. Counsel for the defendant needs additional time to review discovery and conduct 11 investigation in this case. 12 2. The parties agree to the continuance. 13 3. The defendant is currently not detained and does not object to a continuance. 14 4. The additional time requested herein is not sought for purposes of delay, but to 15 allow counsel for defendant sufficient time within which to be able to effective and complete 16 investigation of the discovery materials being provided. 17 5. Additionally, there is good cause for continuing the preliminary hearing under 18 Federal Rule of Criminal Procedure 5.1(d) and denial of this request for continuance could 19 result in a miscarriage of justice. The additional time requested by this Stipulation is excusable 20 in computing the time within which the preliminary hearing, or filing of an indictment or 21 information herein must commence pursuant to the Speedy Trial Act, Title 18, United States 22 Cody, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code, 2.3 Section 3161(h)(7)(B)(i) and (iv). 24

6. This is the <u>third</u> stipulation to continue filed herein. 1 For all of the above-stated reasons, the ends of justice would best be served by a 2 3 continuance of the preliminary hearing date. **CONCLUSIONS OF LAW** 4 There is good cause in continuing the preliminary hearing and the ends of justice served 5 6 by granting said continuance outweigh the best interest of the public and the defendant, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would 7 8 deny the parties herein sufficient time and the opportunity within which to be able to effectively 9 and thoroughly prepare for the preliminary hearing, taking into account the exercise of due 10 diligence. 11 The continuance sought herein is excusable under Federal Rule of Criminal Procedure 12 5.1(d) and the Speedy Trial Act, Title 18, United States Code, Section 3161 (h)(7)(A), when considering the factors under Title 18, United States Code, Section 3161(h)(7)(B)(i) and (iv). 13 14 **ORDER** 15 IT IS FURTHER ORDERED that the preliminary hearing currently scheduled for 16 September 29, 2020, at the hour of 4:00 p.m., be vacated and continued to October 13, 2020, at 4:00 p.m., in Courtroom 3C. 17 18 19 DATED 28 day of September, 2020. 20 21 THE HONORABLE NANCY J. KOPPE UNITED STATES MAGISTRATE JUDGE 22 23 24